

11 February 1975

MEMORANDUM FOR THE RECORD

SUBJECT: U.S. v. IBM

REFERENCE: Memo dtd 5 Feb 75 to AGC/OL fm DDI Security Officer,
same subject

1. The DD/I has just completed its review of the 45 documents Justice desires to release to IBM. While authorizing the release of those documents prepared by the DD/I, it noted that one of them had not been originated by it. This document was identified as being:

STATINTL

[REDACTED]

STATINTL

2. Today I met with [REDACTED] to explore with them the possibility of releasing this document to Justice under the terms of our existing arrangements. By way of preliminaries, I outlined the nature of the Government's anti-trust case against IBM and the basis for Justice's request to us.

STATINTL

3. After examining the document [REDACTED] expressed his displeasure that Commerce should have permitted IBM to inspect this document in the first instance since it had been passed to them

ITEM	COMMENTS

in confidence. The document itself was described as having
been prepared by an Agency source within [] and to contain some
information relative to [] In keeping with the terms under
which DCD passed this information to the Agency, it was DCD's
position that the Agency could not permit the document to be
released to IBM, a competitor of [] I told Horton and Starling
that I would attempt to frame a response to Justice that would
omit any reference to the document here in question. However,
if Justice should detect the fact that we are withholding per-
mission with regard to this specific document, we can anticipate
that they will try to pressure us into authorizing its release.

STATINTL

[]
Associate General Counsel

ITEM	COMMENTS